IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION.
FIRST APPEAL NO.3044 OF 2006
Along with
Civil Application No.4537 of 2006

Smt.Vasundhara R Chavan, .. Appellant
Vs

Rajdatta A Rane and ors, .. Respondents.

Mr R.A.Thorat i/b Mr Bipin Kamdi, for the appellant/applicant.
Ms Anita Patil i/b Mr Sandeep Ghogare for respondent no.3.
Mr S.S.Relekar,for respondent no.1.

CORAM : D.B.BHOSALE,J.
DATE : 06.12.2006

PC:

1. Heard the learned counsel for the parties.

2. This appeal is directed against the order passed on Notice of Motion No.1157 of 2006 in S.C.Suit No.1014 of 1997 along with the notice of motion filed by respondent no.3. The suit is still pending for adjudication before the trial Court. In my opinion, the First Appeal against such an order is not maintainable. In view thereof, this appeal is disposed of with liberty to the appellant to take out appropriate proceedings challenging the order impugned in the appeal. As a consequence thereof, the civil application also stands disposed of.

3. The ad-interim order to remain operative for a period of one week from today.

(D.B.BHOSALE,J.)